

James D. Emerson, No. 042031

LAW OFFICES OF
**EMERSON, COREY, SORENSEN,
CHURCH & YOHMAN**

2520 WEST SHAW LANE, SUITE 102
FRESNO, CALIFORNIA 93711-2765
Telephone: (559) 432-7641
Facsimile: (559) 432-7639

Attorneys for Defendant, CHAMBLIN-LANDES CONSTRUCTION, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KATHLEEN VENTIMIGLIA, individually, and
as the Guardian Ad Litem for STEPHEN
VENTIMILIA and KELLIE VENTIMILIA,

Plaintiff,
vs.

UNITED STATES OF AMERICA,
CHAMBLIN-LANDES CONSTRUCTION,
INC., a California corporation, and DOES 1-
50, inclusive,

Defendants.

Case No.: C07 05481 RS

**NOTICE OF NON-OPPOSITION TO
PLAINTIFFS' MOTION FOR LEAVE TO
FILE FIRST AMENDED COMPLAINT**

DATE: September 17, 2008
TIME: 9:30 A.M.
DEPT: Courtroom 4, 5th Floor
JUDGE: Magistrate Judge
Richard Seeborg

COMPLAINT FILED: October 26, 2007

NOTICE IS HEREBY GIVEN that Defendant, CHAMBLIN-LANDES
CONSTRUCTION, INC., pursuant to Civil Local Rule 7-3(b), states that it does not oppose
Plaintiffs' Motion for Leave to File First Amended Complaint. Defendant requests that it not
be required to file an answer to the First Amended Complaint.

DATED: August 28, 2008

EMERSON, COREY, SORENSEN,
CHURCH & YOHMAN

By /s/ James D. Emerson
James D. Emerson
Attorneys for Defendant,
CHAMBLIN-LANDES CONSTRUCTION, INC.